

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE**

<b>GLOBAL AEROSPACE, INC.,</b>	)	
	)	
<b>Plaintiff / Counter-Defendant,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 3:15-cv-105</b>
	)	
<b>PHILLIPS &amp; JORDAN, INC.,</b>	)	<b>District Judge Pamela L. Reeves</b>
	)	
<b>Defendant / Counter-Plaintiff,</b>	)	<b>Magistrate Judge C. Clifford Shirley</b>
	)	
<b>v.</b>	)	
	)	
<b>AMERICAN ALTERNATIVE INS.</b>	)	
<b>CO., ET AL.,</b>	)	
	)	
<b>Counter-Defendants.</b>	)	

**MOTION FOR SUMMARY JUDGMENT**

COMES NOW Plaintiff / Counter-Defendant Global Aerospace, Inc. (“Global”), and Counter-Defendants American Alternative Ins. Corp. (“AAIC”), American Commerce Ins. Co. (“ACIC”), Mitsui Sumitomo Ins. Co. of America (“Mitsui”), National Indemnity Co. (“NICO”), and Tokio Marine America Ins. Co. (“Tokio Marine”) (Global, AAIC, ACIC, Mitsui, NICO, and Tokio Marine are collectively referred to as “Movants”), and pursuant to Fed. R. Civ. Pro. 56, hereby move this Court for an order granting summary judgment in their favor and against Defendant / Counter-Plaintiff Phillips & Jordan, Inc. (“P&J”) on all counts of P&J’s counterclaim.

Respectfully submitted on this 26<sup>th</sup> day of February 2016.

BAKER, O'KANE, ATKINS  
& THOMPSON, PLLP

/s/ Trevor L. Sharpe

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COUNTER-DEFENDANTS AMERICAN  
ALTERNATIVE INS. CORP.; AMERICAN  
COMMERCE INS. CO.; TOKIO MARINE  
AMERICA INS. CO.; AND MITSUI SUMITOMO  
INS. CO. OF AMERICA

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MITSUI SUMITOMO INS. CO. OF AMERICA

**CERTIFICATE OF SERVICE**

I hereby certify that I have caused a true and correct copy of the foregoing to be served via CM/ECF or United States mail, postage pre-paid, on this 26<sup>th</sup> day of February 2016, upon the following:

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